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**FILED**  
MAY 06 2004  
FRESNO COUNTY SUPERIOR COURT  
By \_\_\_\_\_ DEPUTY

9 **SUPERIOR COURT OF CALIFORNIA, COUNTY OF FRESNO**

10 **CRIMINAL DIVISION**

11 PEOPLE OF THE STATE OF  
12 CALIFORNIA

Case No. F049017856

13  
14 Plaintiffs,

**DECLARATION OF LIEUTENANT JOE  
M. LEON**

15 v.

Date: June 14, 2004

Time: 9:00 a.m.

Dept: 53

16 MARCUS WESSON,

17 Defendant.

18  
19 I, Joe M. Leon, declare:

20 1. I am employed as a Lieutenant in the Fresno County Sheriff's Department  
21 Detention Bureau.

22  
23 2. The practice of the Detention Bureau is to permit jail inmates to dress out  
24 in their own clothing for bench or jury trial only, but not for pretrial court proceedings.

25 3. Dressing out inmates for trial takes place on the first floor of the Main Jail.  
26 That function is accomplished in the same area and simultaneously with dressing in  
27 new bookings and releasing inmates from custody.  
28


4. Inmate Marcus Wesson is housed alone in the South Annex Jail in a protected housing unit for his own safety due to threats from other inmates and concern that he may injure himself. All of his movements in the jail are pre-planned and correctional staff escort him to all activities outside his cell keeping him distanced from other inmates.

5. Permitting Wesson to dress out for court hearings will have a significant burden on jail and court operations. Correctional staff will have to stop all inmate movement on the Main Jail first floor where inmates are dressed into civilian clothing. This will stop dressing in and movement of new bookings and release of inmates from custody. Inmates that are being dressed out for trial will be delayed and thus causing court delays while Wesson is kept isolated. All inmate movement on the Main Jail floors that require the use of the elevator will also stop since Wesson will be on the elevator during transportation.

I declare under penalty of perjury that the foregoing is true and correct.

Executed this 5th day of May 2004, at Fresno, California.

resno, California.

  
JOE M. LEON, Declarant